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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/012,223	10/30/2001	Deborah Weissman-Berman	10234.6806	5345
44538	7590	01/13/2005		
DANIEL S. POLLEY, P.A. 1215 EAST BROWARD BOULEVARD FORT LAUDERDALE, FL 33301			EXAMINER LIN, KELVIN Y	
			ART UNIT 2142	PAPER NUMBER
DATE MAILED: 01/13/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/012,223

Applicant(s)

WEISSMAN-BERMAN ET AL.

Examiner

Kelvin Lin

Art Unit

2142

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-11 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 05 July 2002 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. ____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: ____.

Detailed Action

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1, 3-4, 6, and 8-11 are rejected under 35 USC 102(e) as being anticipated by Himmel M., (U.S. Patent 6167441).
3. Regarding claim 1, Himmel teaches a method for providing relatively faster throughput for higher speed, wireless Internet access for a mobile device, said method comprising the steps of:
 - a. displaying an input page transmitted from a remote server on a screen of a wireless mobile device (Himmel, col. 7, l.27-28);
 - b. wirelessly transmitting input data entered on the input page to the remote server (Himmel, Fig. 3, col.6, l.30-31, col.7, l.31-32);
 - c. processing the transmitted data at the remote server (Himmel, col. 7, l.34-35); and
 - d. displaying an output page on the screen of the wireless mobile

device based on the transmitted input data (Himmel, col. 7, l.37-38).

4. Regarding claim 3, Himmel further discloses the method for providing relatively faster throughput of claim 1 further comprising the step of formatting the output page to fit the screen of the wireless mobile device (Himmel, col. 7, l.35-36).
5. Regarding claim 4, Himmel further discloses the method for providing relatively faster throughput of claim 1 further comprising the step of generating HTML code for the output page prior to step (d) (Himmel, col. 7, l.5-16).
6. Regarding claims 6, and 8-9 have similar limitations as claims 1, and 3-4.
Therefore, claims 6, and 8-9 are rejected for the same reasons set forth in the rejection of claims 1, and 3-4.
7. Regarding claims 10, and 11 have similar limitations as claims 1-4.
Therefore, claims 10, and 11 are rejected for the same reasons set forth in the rejection of claims 1-4.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

8. Claims 2, 5, and 7 are rejected under 35 U.S.C 103(a) as being unpatentable over Himmel in view of DeLaHuerga (US Patent 6408330).
9. Regarding claims 2, 5, and 7, Himmel differs from the claimed invention in that it does not explicitly indicate the step of running the inputted data through one or more equations stored within a database and creating an output file of the result. However, DeLaHuerga clearly teaches that the information collect device (ICD) storing a physician's signature picture in data bases and when a document is to be electronically signed, the document is transmitted to the physician's ICD. The ICD retrieves the signature picture [which input from physicians], and places the modified mark on the scripted signature picture, then places the marked signature picture on the document containing watermark (photo) and retransmits the signed document to the terminal. The modified mark is expressed as a equation. (DeLaHuerga, col.42, l.35-57).

Combines with Himmel's customized Web pages design and DeLaHuerga's remote data collecting method that improves the performance, and increase the effective and capacity. Therefore, it would have been obvious to one of

ordinary skill in the art at the time the invention was made to combine Himmel's on Web Page design with DeLaHuerga's remote data collecting improve the performance.

Conclusion

The prior art made of record and not relied upon is considered pertinent to application's disclosure.

- Wood et al., (Patent No. 6453127) Establishment At A Remote Location Of An Internet/Intranet User Interface o A Copier/Printer.
- De Boor et al., (Pataen No. 6317781) Wireless Communication Device With Markup Language Based Man-Machine Interface.
- NPL – Duran et al., Virtual Personal Computers and The Portable Network.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kelvin Lin whose telephone number is 703-605-1726. The examiner can normally be reached on Flexible 4/9/5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jack Harvey can be reached on 703-305-9705. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2142

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Kyl
1/04/05


JACK D. HARVEY
SUPERVISORY PATENT EXAMINER